	Applicant Ini	tiated Intervie	w Request Fo	rm		
Application No.: 10/71	6,316	First N	First Named Applicant: Xiaochun Nie			
Examiner: David N. W						
Tentative Participants (1) David N. Werner	:	(2) Ma	ani Adeli (Reg No. 39,58	35)		
			•			
Proposed Date of Interview: 12/03/2008		(+)	(4)			
Type of Interview Req	uested:					
(1) Telephonic	(2) V Per	sonal (3)	Video Conferenc	e		
Exhibit To Be Shown or Demonstrated:				0		
If yes, provide brief de		L YE	S V N	U		
, , <u>, , , , , , , , , , , , , , , , , </u>		Issues To Be Disc	ussed			
Issues	Claims/	Prior	Discussed	Agreed	Not Agreed	
(Rej., Obj., etc)	Fig. #s	Art	_			
(1) Rej. (§ 102(e))	1, 8	Noh				
(2) Rej. (§ 102(b))	5, 12	Chiang				
(3) Rej. (§ 103(a))	15, 17	Noh, Uz				
(4) Rej. (§ 101)		<u> </u>				
Continuation Sh	neet Attached					
Brief Description of A	rgument to be Preser	ited:				
Please see attached Ap	pendix					
An interview was cond	vetion on the chave	identified application (
					o intorvious	
NOTE: This form sho		applicant and submitt	ed to the examiner in a	idvance of the	e interview	
NOTE: This form sho (see MPEP § 713.01).	uld be completed by					
NOTE: This form sho (see MPEP § 713.01). This application will n interview. Therefore,	uld be completed by ot be delayed from is	sue because of applica	nt's failure to submit a	a written reco	ord of this	
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This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application for:

Xiaochun Nie, et al.

Serial No.: 10/716,316

Filing Date: 11/17/2003

For: METHOD OF IMPLEMENTING

IMPROVED RATE CONTROL FOR A MULTIMEDIA COMPRESSION

AND ENCODING SYSTEM

Examiner: David N. Werner

Group Art Unit: 2621

APPENDIX FOR EXAMINER INTERVIEW

ON DECEMBER 3, 2008 AT 10:00AM EST

A. Claims 1 and 8

 Noh does not disclose or suggest a method that accepts a scaling relaxation value specifying an amount to relax a scaling performed to prevent buffer underflow or overflow.

2. Noh does not disclose or suggest a method that adjusts a scaling value with a scaling relaxation value specifying an amount to relax a scaling performed to prevent buffer underflow or overflow

B. Claims 5 and 12

1. Chiang does not disclose or suggest a method that combines a complexity measure for a current digital video picture to a running average complexity measure for a series of digital video pictures in a manner that prevents the current digital video picture from significantly changing the running average complexity measure for the series of digital video pictures.

Client Docket: P3087US1 Attorney Docket: APLE.P0036 PTO Serial Number 10/716,316

C. Claims 15 and 17

- 1. Neither Noh, Uz, nor the combination thereof discloses or suggests a method that determines an initial value for a scale value based on a percentage of a memory buffer space used.
- 2. Neither Noh, Uz, nor the combination thereof discloses or suggests a method that determines a relaxation control value to relax a scaling of the bit budget that is based on a percentage of memory buffer space used.

D. Claims 8, 12, and 17

1. Claims 8, 12, and 17 are directed towards statutory subject matter.

Client Docket: P3087US1 Attorney Docket: APLE.P0036 PTO Serial Number 10/716,316